HONOURABLE SHRI G.S.SINGHVI, THE CHIEF JUSTICE
AND
HONOURABLE SHRI JUSTICE C.V.NAGARJUNA REDDY

WRIT PETITION No.14265 OF 2006

Between

Smt P.Rajyalakshmi

...Petitioner

And

The A.P. Pollution Control Board
Reptd by its Joint Chief Environment
Engineer, Zonal Office, Udyoga Bhavan
Complex, Sripuram junction,
Visakhapatnam and six others.

...Respondents

:: O R D E R ::

Counsel for the petitioner : Shri P.Veera Reddy

Counsel for Respondent Nos.1 & 4 : Shri S.V.Bhatt

Counsel for Respondent No.3 : Government Pleader for Industries
And Commerce

Counsel for Respondent Nos.6 & 7 : Shri P.Venugopal

Dated: 15th November 2006

In this petition, the petitioner has prayed for quashing the consent accorded by A.P. Pollution Control Board (for short 'the Board') to respondent Nos.6 and 7 to operate hotmix plant in Sy.No.481 of Singupuram Village, Srikakulam Rural Mandal and District.

After arguing the case for sometime, Shri P.Veera Reddy, learned counsel for the petitioner made a request that his client may be permitted to withdraw the writ petition.

Shri S.V.Bhatt, learned Standing Counsel for A.P. Pollution Control Board, learned Government Pleader for Industries and Commerce for respondent No.3 and Shri P.Venugopal, learned counsel for respondent Nos.6 and 7 say that they do not have any objection. Hence, the prayer of Shri P.Veera Reddy is accepted and the writ petition is dismissed as withdrawn with liberty in terms of the prayer made.

While dismissing the writ petition, we make it clear that the tenure of consent granted by the Board in favour of respondent Nos.6 and 7 was only for a period of three months and they will have to apply for extension of the term of consent. In that event, the Board shall have to take into consideration the relevant statutory provisions and norms/parameters prescribed for establishment of hotmix plants and pass appropriate order.

As a sequel to dismissal of the writ petition, W.P.M.P.No.17761 of 2006 filed by the petitioner for grant of interim direction is also dismissed.

G.S.SINGHVI, CJ

C.V.NAGARJUNA REDDY,
J

15.11.2006
dr